REMARKS

In response to the Office Action dated November 19, 2005, the Applicants have amended claims 1, 3, 5, 6, 13, 25, 26, 29, 30, 32, 34 and 38. Claims 1-38 remain in the case. Reexamination and reconsideration of the application, as amended, are requested.

In paragraph one of the Office Action, the drawings were objected to because they included reference characters that were not mentioned in the description.

In response, the Applicants have amended the specification as suggested by the Examiner to overcome this objection. Thus, no drawing changes are necessary.

In paragraph two of the Office Action, the drawings and the specification were objected to because the drawings included reference characters that were not mentioned in the description.

In response, the Applicants have amended the specification as suggested by the Examiner to overcome this objection. Thus, no drawing changes are necessary.

The Office Action objected to the Abstract as containing too many words and containing a typographical error.

In response, the Applicants have amended the Abstract as suggested by the Examiner to overcome this objection.

The Office Action rejected claims 5, 7, 30 and 32 under 35 U.S.C. § 112, second paragraph.

In response, the Applicants have amended the claims as suggested by the Examiner to overcome these rejections.

Claims 1-13 and 26-33 were rejected under 35 U.S.C. § 102(b) as being anticipated by Caruso (U.S. Patent No. 5,592,298). Claims 13, 15-24 and 34-37 were rejected under 35 U.S.C. § 102(e) as being anticipated by Kanaya. Claim 14 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Kanaya in view of Gormish et al. (U.S. Patent No. 5,337,362). Claims 25 and 38 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Scheuer in view of Kanaya.

The Applicants respectfully traverse these rejections based on the amendments to the claims and the arguments below.

With regard to the rejections under U.S.C. 102, the Applicants respectfully submit that neither Caruso nor Kanaya disclose all of the claimed features. Namely, the Applicants' invention includes in part "...creating a document of the print job with

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the print driver and reading the print job into memory directly from the print driver...and sampling a task requiring a consumable resource to provide a sample by overlaying a sample window over a portion of the document and providing low resolution level analysis data with respect to resource requirements of the task..."

In contrast, Kanaya merely discloses "...calculating an amount of ink consumption in an ink reservoir used in a printer." Next, although Caruso discloses a system for "...estimating pixel coverage in a digitized image...for sampling pixels in a byte stream according to a varying spaced sampling mode...", Caruso uses a mechanical "scanner" to send an file to a memory device, as admitted by the Examiner. This is unlike the Applicants' invention which creates a document of the print job with the print driver and reads the print job into memory **directly** from the print driver. Therefore, since the claimed elements of the Applicants' claimed invention are not disclosed by either Caruso or Kanaya, neither of the cited references can anticipate the claims, and hence, the Applicants submit that the rejection should be withdrawn.

With regard to the rejections under U.S.C. 103(a) of the rest of the claims, as argued above and in light of the amendments to the claims, the Applicants submit that none of the cited references, in combination or alone, disclose, teach, or suggest the Applicants' overlaying a sample window over a portion of the document and providing low resolution level analysis data with respect to resource requirements of the task in combination with the Applicants' using the print driver to create the document and reading the print job into memory directly from the print driver. Although many of the cited references uses a mechanical "scanners" to send files to a memory device, as admitted by the Examiner, this is not the same as creating a document of the print job with the print driver and reading the print job into memory directly from the print driver. This failure of the cited references to disclose, suggest or provide motivation for the Applicant's claimed invention indicates a lack of a prima facie case of obviousness (MPEP 2143).

With regard to the rejection of the dependent claims, because they depend from the above-argued respective independent claims, and they contain additional limitations that are patentably distinguishable over the cited references, these claims are also considered to be patentable (MPEP § 2143.03).
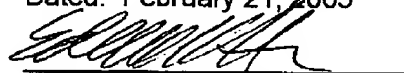
Thus, it is respectfully requested that all of the claims be allowed based on the amendments and arguments. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue.

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Additionally, in an effort to further the prosecution of the subject application, the Applicants kindly invite the Examiner to telephone the Applicants' attorney at (818) 885-1575 if the Examiner has any questions or concerns. Please note that all correspondence should continue to be directed to:

Hewlett Packard Company
Intellectual Property Administration
P.O. Box 272400
Fort Collins, CO 80527-2400

Respectfully submitted,
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Edmond A. DeFrank,
Attorney for Applicants
Reg. No. 37,814
(818) 885-1575 TEL
(818) 885-5750 FAX